GOVERNMENT OF MADRAS. Secrt. II-16—55,006—3-9-56.

Public Works (1954) Department.

~~Endorsement~~
~~D.O.~~
~~Memorandum~~ ✓
~~Lodged~~

No. 65864/54-2

Dated 17/9/1954

close

Backs FURTHER PAPERS.

Department.	Number.	Series.	Date.
Rev	~~[illegible]~~ 110	G.O.Ms	18-1-1955

FOREST FARMS LIMITED.

KASARAGOD, S. KANARA.

—o—

Ref. P.20/54. 55183 Date 8.7.1954.

12 JUL 1954 PUBLIC WORKS DEPARTMENT

To
The Secretary,
Public Works Department,
Fort St. George, MADRAS.

Sir,

Sub: ADVANCES - Loans -South Kanara Dt.- Puttur Taluk - Ubaradka Mittoor Village - Construction of irrigation channels and reclamation of waste lands - Taccavi loan to Dr.P.N.Bhat, Managing Director, Forest Farms Ltd., Kasaragod - Sanctioned.

Ref: Revenue Department G.O.Ms.110 dated 18.1.1954.

We have been granted a loan of Rs.12,000/- by the Govt. under reference cited above (copy of the G.O. enclosed). Under condition 3 of the G.O. we have to obtain permission from the Public Works Department to put up a temporary dam across the Kandaka river in Ubaradka Mittoor village of Puttur Taluk before the loan is disbursed.

Permission for putting up the said dam has been granted by the Collector in consultation with the Executive Engineer P.W.D. in his R.Dis.1585/54 dated 18.6.54 of which we are enclosing a true copy. But as the wording of the condition in the G.O. and also the para 4 in Collector's R.Dis. 1585/54 require that the said permission must be obtained from the Public Works Department direct, We request you to grant us a permission to put up the temporary mud dam across the said river to enable us to get the loan disbursed.

Encl: 2.

Yours faithfully,
For FOREST FARMS LTD.
Managing Director.

Proceedings of the Collector of S.Kanara dated 18.6.54.
Sri V.Seetharama Sarvai, B.A.
R.Dis. 1585-54.

IRRIGATION: Puttur Taluk - Ubaradka Mittoor village -putting up of a temporary dam across the Kandadka river - permission orders passed.

Read: 1. Application dated 19.5.52 and letter No.P.23/54 dated 12.2.54, from Dr.P.N.Bhat, Managing Director Forest Farm Ltd., Kasaragod.

2. D.O.No.71 R.D. dated 21.4.54 from the Executive Engineer P.W.D. South Kanara, Mangalore.

3. Ref.D4.19307-53 dated 28.4.54 from the Divisional Engineer (Highways) Mangalore.

4. L.Dis. 183/54 dated 8.5.54 from the R.D.O. Puttur and the connected records.

Under the provisions of B.S.O. 7(2)-III as amended in Board's Res. No.1334-45 dated 7.9.45 permission is hereby granted to the petitioner to put up a temporary masonry dam within one year from the date of this order at his own cost across the Kandaka river in S.No.276 of Ubaradka mittoor villageof Puttur Taluk at the site marked A in the eye sketch referred to in para 2 below. The grant of the permission shall be subject to the following conditions:

1)Permission should be renewed during every financial year. The petitioner should apply forit early in March.
2) Permission will not be granted or renewed when the Forest Dept. decides to transport any timber along the river.
3) The petitioner shall be responsible for any loss caused to Govt. or to any private party by the construction of the dam.
4) The petitioner shall remove the dam without claiming any compensation of any kind when required to do so by the Govt.
5) The dam should be of temporary nature consisting of only rough stones and earth without any regular stone foundation.
~~6) that the dam shall be put up at the site noted in the eye sketch.~~
7) that the rate of assessment on all the lands within the areas irrigable by the water of the said dam shall be liable to be enhanced as soon as the lands behefitted are converted into wet or garden.
8) that the work should be executed with the technical advice and supervision of the Engineering staff of the P.W.D.
9) that the existing channel shall not be altered in dimensions.
10) that after the completion of the work, no structural alterations will be allowed without the previous permission of the Collector of the district.
11) the work is liable to be stopped or removed, if at any time it is found that it will impair any public or private interest in which case, the grantee shall not claim any compensation for any portion of the work effected in persuance of the permission granted by this order.
12) That the Govt. reserve to themselves the right to take over the work and carry out the improvements to it if other ryots improve their land and make them commandable by the river, in which extent the grantee shall not be entitled to any compensation for any work or improvement or portion thereof effected in connection therewith.
13) that the petitioner shall not effect any improvement on any Govt. land ~~lying in the surroundings of the river and that he shall have no right to~~ claim the land on the strength of the improvements effected by him by way of repair to the river bed.
14) that the work is liable to be stopped if any of the conditions of the grant of this permission is violated, in which case also the grantee shall not be eligible for any compensation for any work or portion of the work done in the case.
15) that the petitioner shall grow only food crops in the lands to be irrigated with the help of the water of the river.
16) The petitioner shall conserve the tree growth along the sides of the river and thathe shall have no right whatsoever to claim the tree growth so conserved or any compensation in respect thereof.
17) that the Govt. have the latitude to put up the bund themselves at a place and to a height above the anicut site without detriment to the execution of works.
18) that the height of the temporary dam is restricted to such a limit tha it will not cause submersion of the road in the river and
19) that for the breach of any of the above conditions, the permission

grnated will be cancelled and the grantee shall not be entitled to any compensation in that extent for the work or any portion of the work done in persuance of this order.

2. A copy of the eye sketch of the site showing the proposed dam and alignment of the river is enclosed to the order intended for the petitioner

3. The petitioner is informed that if he wants to divert water from the river to his lands through Govt. lands, he has to apply for necessary permission separately.

4. In G.O.Ms.No.110 dated 18.1.54 the Government have ordered that permissi of Public Works Dept. to raise a temporary dam across the river should be obtained before the loan is disbursed. The petitioner is requested to apply for and obtain the necessary permission from the P.W.D. direct to enable him to ~~draw~~ get the loan amount disbursed.

5. The Executive Engineer P.W.D. South Kanarais requested to arrange to give the technical advice and supervision of the Engineering Staff of the P.W.D. to the petitioner in the execution of the work at the written request of the petitioner.

- By Order-

Sd.
Reception Dy. Tahasildar.

To the petitioner (With one copy of eye sketch)
The Tahasildar Puttur -do-
Copy to the Revenue Divisional Officer Puttur.
The Executive Engineer P.W.D. South Kanara Mangalore.
The Divisional Engineer (Highways) Mangalore.
Copy to A.Section (A5) and B.Section (B5)
~~Copy to F.P.1 and F.P.2.~~
IC/18.6.54.

(True Copy)

GOVERNMENT OF MADRAS.

ABSTRACT:

ADVANCES: - Loans (South Kanara) Puttur Taluk - Ubaradka Mittoor Village - Construction of irrigation channels and reclamation of waste land - Takkavi loan to Dr.P.N.Bhat, Managing Director, Forest Farms Ltd., Kasaragod - Sanctioned.

Revenue Department.

G.O.Ms. No.110. Dated 18th January, 1954.

Read the following:-

From Dr.P.N.Bhat, Kasaragod petition dated 12.9.53.

From the Board of Revenue, B.P.Rt. No. 7000, dated 22.9.53.

Order:

Sanction is accorded to the grant of a takkavi loan of Rs.12,000 (Twelve thousand) only to the Forest Farms Ltd., Kasaragod represented by its Managing Director, Dr.P.N.Bhat for the improvement of about Ac.20.00 of lease of land in S.No.276/A, 276 B and 101/1 of Ubaradka Mittoor village on the security of the unencumbered interest of the applicant in respect of an extent of Ac.143.61 in Ubaradka Mitta of Puttur Taluk and another extent of Ac.14.04 in Madhur village of Kasaragod taluk, South Kanara district subject to the following conditions:-

(i) The work should be executed under the supervision of the Public Works Department.

(ii) The loan should be disbursed in four instalments.

(iii) Permission of the Public Works Department to raise a temporary dam across the river should be obtained before the loan is disbursed.

(iv) The loan should be repaid in 20 equated instalments.

(v) The work should be completed within one year from the date of disbursement of the loan.

(By order of the Governor)

S.K.Chettur
Secretary to Government.

To the Board of Revenue (With encls.)
The Collector of South Kanara.
Dr.P.N.Bhat, Managing Director, Forest Farms Ltd., Kasaragod, South Kanara.
The Accountant-General through Finance.
Copy to Public Works Department.
Copy to Agriculture Department.

True Copy/ Forwarded/ By order.

Sd.
Superintendent.

(True Copy)

See Ref.C.No.B5.2336/54.

From 60824

South Kanara Collector's Off
Mangalore, dated 26--7--1954.

Sri V.Seetharama Serval, B.A.,
Collector of South Kanara.

55814 D

ASSISTANT SECRETARY TO GOVERNMENT
30 JUL 1954
PUBLIC WORKS DEPARTMENT

The Secretary to Government
Public Works Department,
Fort St.George,
Madras-9

ADVANCES - Loans (South Kanara) Puttur Taluk - Ubradka-mithur village - construction of irrigation channels and reclamation of waste lands - Permission to raise a temporary dam - application submitted.

Ref:-1.G.O.Ms.No.110 Revenue Department dated 18.1.54.
2.Application of Dr.P.N.Bhat Managing Director Forest Farms Ltd., Kasargod, South Kanara, dated 17.7.54.

Submitted to Government

Yours faithfully

For Collector.

Enclosure: Application dated 17.7.54 of Dr.P.N.Bhat, Managing Director Forest Farms Ltd.Kasargod.

3r/27-7

213

Dr. P. N. Bhat.
Managing Director,
Forest Farms Ltd.,
Kasaragod, S. I. R.

10

The Secretary,
Public Works Department
Fort St.George, adr

Ref No P.20/54. Through: The Collector, *Dated* 17.7.1954.

South Kanara, MANGALORE.

Sub: ADVANCES - Loans (South Kanara) Puttur Taluk - Ubaradka Mittoor village - Construction of irrigation channels and reclamation of waste lands - Takkavi loan to Dr.P.N.Bhat, Managing Director, Forest Farms Ltd., Kasaragod - Sanctioned.

Ref: 1. G.O.Ms.110. Revenue Department dated 18.1.54 } pp 15-16 cf of (P) + p 5 ante
2. Collector's R.Dis.1585-54 dated 18.6.54. — pp 3-4 ante
3. Collector's C.No.B.5.2336-54 dated 8.7.54. — p 10 infra

SOUTH KANARA COLLECTOR'S OFFICE 21 JUL 1954 No.

Sir,

p 1 ante

In amplification of our application dated 8.7.54 on the same subject we beg to state the following:-

pp 15-16 of (P) + p 5 ante

The G.O.Ms. 110 Revenue Department dated 18.1.54 granting a Takkavi loan of Rs.12,000/- (Rs.Twelve thousand) has made it a condition that we should obtain a permission from the Public Works Department for putting up a temporary mud dam across the Kandadka river in Ubaradka Mittoor village of Puttur Taluk.

'1' on p 3 ante + pp 15-16 of (P) + p 5 ante

No doubt we have a permission from the Collector (Ref. No.2 cited above) which was granted on the recommendation of the Executive Engineer, P.W.D., South Kanara. But as the wording of the G.O. is 'permission of the P.W.D. must be obtained before the disbursement of the loan', we applied for the said permission to the Executive Engineer, P.W.D. South Kanara on 21.6.54. But we were directed by the Executive Engineer to address the application to the Secretary, P.W.D., Madras. As already we hold a permission granted by the Collector on the recommedation of the P.W.D. South Kanara and as no alteration in the conditions are prayed for and lastly as the matter is urgent, we request you that you may be pleased to grant the said permission on the same conditions as granted by the Collector

'2' on p 3 ante

Yours faithfully,
For FOREST FARMS LTD.,

Managing Director.

Enclosures: Copies of Reference Nos. 2 and 3.

Proceedings of the Collector of S.Kanara dated 18.6.54.
Sri V.Seetharama Servai,B.A:
R.Dis.1585-54.

IRRIGATIN: Puttur taluk- Ubaradka mithur village- putting up of a temporary dam across Kandadka river- Permission orders passed.

Read:1.Application dated 19.5.52 and letter No.P.23/54 dated 12-2-54, from DR.P.N.Bhat Managing Director Forest Farm Ltd Kasaragod.
2.D.O.No.71 R.D. dated 21.4.54 from the Executive Engineer P.W.D. South Kanara Mangalore.
3.Ref.B4.19307-53 dated 28-4-54 from the Divisional Engineer (Highways)Mangalore.
4.L.Dis.183/54 dated 8.5.54 from the R.D.O.Puttur and the connected records.

Under the provisions of B.S.O.7(2)-III as amended in Board's Res. No.1334-45 dated 7.9.45 permission is hereby granted to the petitioner to put up a temporary masonary dam within one year from the date of this order at his own cost across the Kandadka river in S.No.276 of Ubaradkamithur village of Puttur Taluk at the site marked A in the eye sketch referred to in para 2 below. The grant ofthe permission shall be subject to the following conditions.

1)Permission should be renewed during every financial year. The petitioner should apply for it early in March.
2)Permission will not be granted or renewed when the Forest Dept.decides to transport any timber along the river.
3) The petitioner shall be responsible for any loss caused to Govt. or to any private party by the construction of the dam.
4)The petitioner shall remove the dam without claming any compensation of any Kind when required to do so by the Govt.
5) The dam should be of temporary nature consisting of only rough stones and earth without any regular stone foundation.
6) That the dam shall be put up at the site noted in the eyesketch.
7) that the rate of assessment on all the lands within the areas irrigable by the water off the said dam shall be liable to be enhanced as soon as the lands benefitted are converted into wet or garden.
8)that the work should be executed with the technical advice and supervision of the Engineering staff of the PW.D.
9)that the existing channel shall not be altered in dimensions.
10)that after the completion of the work no struvtural alterationswill be allowed withoutthe previous permission of the Collector of the district.
11) the work isliable to be stopped or removed, ifat any time it isfound that it will impair any public or private interest in which case, the grantee shall not claim any compensation for any portion of the work effectd in persuance ofthe permission granted by this order.
12)That the Govt. reserve to themselves the rig tto take over thework and carry out the improvements to it ifothe ryots in which extent the grantee shall not be entitled to any compensation for any work or improvement or portion thereof effected in connection therewith.
13)that thepetitioner shall not affect any improvementon any any Govt. landlyingin the sorroudings of the river and that he shall have no right to claim the land on the strength of the improvements effected by him by the way of repair to the river bed.
14)that the work is liable to be stopped if any of the conditions ofthe grant of this permission is violated, in which case also the grantee shall not be eligible forany compensation forany work or portion of the work done in the case.
15)that the petitioner shall grow only food crops in the lands to be irrigated with the help of the water of the river.
16)The petitioner shall conserve the tree growth along the sides of the river and that he shall have no right whatsoever to claim the tree growth so conserved orfany compensation in respect thereof.

TRUE COPY.

17)that the Govt. have the latitude to up the bund themselves at a place and to a height above he anicut site without detriment to the execution of works.
18)that the height of the temporary dam is restricted to such a limit that it will not cause summer ion of the road inthe river and
19)that forthe breach of any of the above conditions, the permission granted will be cancelled and the grantee shall not be entitled to any compensation in that extent for the work or any portion of the work done in pursuance of this order.

2. A copy of the eye sketch of the site showing the proposed dam and alignment of t he river is enclosed to the order intended for the petitioner.

3. The petitioner is informed that if he wants to divert water from the river to this lands throug h Govt. lands, he has to apply for necessary permission seperately.

4. In G.O.Ms.No.110 dated 18.1.54 the Govt. have orderdd that permission of public works Dept. to raise a temporary dam across the river should be obtained before a loan is disbursed. The petitioner is requested to apply for and obtaihthe necessary permidsion from the P.W.D. direct to enable him to get the loan amount disbursed.

5. The Executive Engineer P.W.D. South Kanara is requested to arrange to give the techbical advice and supervisi n of the Engineering staff of the P.W.D. tp the petitioner in the execution of the work at the written request of the petitioner.

---- By order---

Reception Deputy Tahashildar.

To the petitioner (with one copy of eye-sketch)
The Tahashildar Puttur - do-
Copy to the Revenue Divisional Officer Puttur.
The Executive Engineer P.W.D.Sout Kanara Mangalore.
The Divisional Engineer(Highways) Mangalore.
Copy to A Section(A5) And B Section (B5)
Copy to F.P.I. and F.P2
IC/18-6-54.

(TRUE COPY.)

17-7-54

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Urgent.
Ref.C.No.B5.2336-54.

Sri V.Seetharama Servai,B.A.
Collector of S.Kanara.

MEMORANDUM

ADVANCES:- Loans- Puttur taluk.Ubaradkanithur village- Loan of Rs.12000/- application of Managing Director- forest farms Ltd Kasaragod- production of permission of P.W.D.

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pp 15-16 of ⓟ → removed + p 5 ante

pp 3-4 ante

Ref: 1.G.O.Ms.No.110 Revenue Dept. dated 18-1-54.
2.Collector's R.Dis.1585-54 dated 18.6.54.

The attention of Dr.P.N.Bhat Managing Director Forest Farms Ltd Kasaragod is invited to paragraphs 3 and 4 of the order cit ed second above in which he was advised to obtain separate permission for diverting water from the river through Govt. lands and to obtain the permission of the P.W.Department as required in G.O.Ms.No.110 Rev dated 18.1.54.

2- As it is seen from the plan of the scheme that the proposed water channels will pass through S.No.101/1 and 276 of Ubaradkanithur village which are A W Govt. lands the Managing director is advised to obtain the necessary permission expeditiously if not already obtained.

He is also requested to produce the copy of the written permission of the P.W.D. to raise the temporary dam across the river so as to enable the Collector to issue loan order.

-----By order----

S.Kanara Collecto r's office)
Mangalore dated 8.7.54.) Huzur Head Clerk

To DR.P.N.Bhat Managing Director Forest Farms Ltd Kasaragod
Copy to the Tahashildar Puttur.

TRUE COPY.

17-7-54

P.W.D.(J)

Memo No. 65864/J/54/2 d/ 17/9/54.

Sub: Irrigation - South Kanara-Puttur taluk - Ubaradka Mittoor village - Construction of a dam by Forest Farms Ltd. - Permission.

Ref: G.O.Ms.110 Rev. dated 18-1-1954
Proceedings of the Collector of South Kanara No.R.Dis.1585.54 dated 18-6-1954.
Petition No. P.20. 54 d/ 8-7-54 from the Forest Farms Ltd. Kasargod
Petition No.P.20.54 dated 17-7-1954 from the Forest Farms Ltd., Kasargod.

It has been brought to the notice of Government that with reference to condition (iii) mentioned in the G.O. cited, the Executive Engineer, South Kanara Dt. insists on the party obtaining the permission of the Government in the P.W.D. for the construction of a dam across the Kandadka river, in Puttur taluk, South Kanara Dt. The C.E. (GL) is requested to inform the Executive Engineer, South Kanara Dn. that all orders issued by the Government are issued in consultation with the concerned Secretariat Departments, and that there is no point in local officers insisting upon a reference to particular Secretaries to Government after orders have issued from the Government. He may therefore be instructed to take further action on the case with reference to the Code rules, and the orders already issued.

2. The Managing Director of Forest Farms Ltd. is referred to the E.E. South Kanara Dn. for orders on his petitions cited.

To the C.E (GL) with ~~encls~~ 15-6 of (F) NM, 783-4 of
by to the E.E. South Kanra Divn.
Copy to the Collr. South Kanara
~~Copy to the C.E.(Pl) with encl.~~
Copy to the Rev Sept
To the Managing Director, Forest Farms Ltd Kasargod.
re C para 2 only 20/9/54.

BY 15/9/54 15.9.54 18.9.54

Rev Dept

Loans (South Kanara) - Puttur taluk - Uvaradka Mittoor village - Construction of irrigation channels and reclamation of waste lands Takkavi loan granted - Permission for putting up a temporary dam across the Kandadka river -

From the Forest Farms Ltd, Kasaragod Tk. S.K dt applns dt 8-7-14

---do--- applns dt 12/2/54

TOAS

Please see the ~~applications~~ petitions from the Forest Farms Ltd, Kasaragod taluk, South Kanara dt on pp 1-2 and p 7 of pp 15-16 of the (P)

In G.O.M.S 110, Rev, dt 18-1-54 the Govt sanctioned the grant of a takkavi loan of Rs 12,000/- to the Forest Farms Ltd, Kasaragod Tk, S. Kanara subject to certain conditions. 'Z' on p-15 of (P)

One of the conditions was that the company should obtain the permission of the P.W.D to raise a temporary dam across the Kandadka river before the loan was disbursed. The condition was inserted on the recommendation

3(1)(a) p. 9 of (P)

Of the Board of Revenue in its B.P. Routine No 7000 dt 22/9/53 pp 9-11 cf of (P)
In this proceedings dt. 18/6/54 pp 3-4 cf /
the Collr of South Kanara
has given permission for 'Z' on p 3 cf
erection of the dam and
he has also directed the Company 'A' on p 4 cf
to obtain the necessary
permission from the P W D.
w.r.t. the orders
in +Go Ms 110 Rev dt 18/1/54. +pp 15-16 cf of (P)
The Company has stated
that they applied for
the said permission to the
E.E., P W D, S. Kanara
but that they were directed 'M' on p 7 cf
by him to address the A
Secy to Govt. P W D in
the matter. It does not
appear that the permission
for the construction of
the dam should issue
from the Govt in the P.W.
dept. It seems sufficient
if the local Superintending
Engineer or the Executive
Engineer grants the permission
Anyhow it is a matter
for the P.W. dept. The
file may be transferred

[

to the Public Works Deptt for issue of suitable instructions to the authorities concerned in the matter

17/8/54

17/8/54

In laying down as a condition in Go No. 110 Rev dated 18-1-54 that the permission of the P.W.D. should be obtained, before the loan is disbursed, to raise a temporary dam across the river, it was apparently not the intention that the permission of the P.W.D. should be obtained as the E.E., P.W.D., South Kanara seems to think. The P.H. Deptt. may be requested to instruct the E.E. to convey the application of the Co. for the permission and to pass orders.

5
P W D

This is a matter for P.W.D. to decide. They must know at what level the permission can be accorded.

P W D
18/8/54

18/8/54

P W D

Rev No 50870E/54-1
18-8-54

ASSISTANT SECRETARY
65864
20 AUG 1954
GOVERNMENT

To A.S

Rev may be requested to put up the original of Go MS 110 Rev dt 18-1-54 for reference

X

26/8/54

31.8.54

Rev

70471

Rev Deptt

Revenue 658 (Ele I)/54-1

To A.S

21-8-54

63457E

The original of Go M.S 110 Rev dt 18/1/54 referred at 'X' above is put up at (P). The file may be returned to P.W.D

6/9/54

Rev No 63457E/54-1
6/9/54
W D

6/9/54

7-SEP1954

6.9.54

The notes of Revenue on pp. 1-3 ante may be perused.

2. With reference to X on p. 3 ante, it is submitted that information regarding the approximate cost of the dam to be built by the Forest Forms Ltd., is not available in the G.O., but that the C.E. had already stated that there was no objection to the construction of the dam as proposed. In respect of sanction-of-full-contribution works (original works executed by the P.W.D. at the cost of parties concerned) the C.E. has got full powers. Although the work in question will be executed by the party at its own cost, it will have to be carried out with the technical advice and ~~the~~ supervision of the P.W.D. Hence copies of the G.O. (Ms.110 Rev. dated 18-1-54), the Collector's proceedings on pp. 3-4 c.f. and the petitions on pp. 1 and 6-7 c.f may be forwarded to the C.E. and he may be requested to take necessary action with reference to condition 2(iii) mentioned in the G.O. Draft memo submitted for approval.

10954 10-9-54

W.M. ref to A on p.2 ante, the EE may be informed that all arrangements by the Govt are issued in consultation with the concerned Secretariat Depts, and that there is no point in local offices insisting upon a reference to particular Secretaries to Govt after Orders have issued from the Govt. P.L. given above.

13.9.54

PWJ.

To A.S.

With reference to the orders on p 4 ante, a revised draft memo is submitted.

8V 15.7.54 15.8.54

D.S 28/7/54